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7 Proposed Attorneys for Chapter 11 Debtor and Debtor in Possession

8 **UNITED STATES BANKRUPTCY COURT**
9 **CENTRAL DISTRICT OF CALIFORNIA**
LOS ANGELES DIVISION

10 In re:

11 WORKSITE LABS, INC.,

12 Debtor and Debtor in Possession.

Case No.: 2:23-bk-14539-VZ

Chapter 11 Case

13 **DEBTOR'S EMERGENCY MOTION**
14 **FOR ENTRY OF AN ORDER**
15 **AUTHORIZING DEBTOR TO**
16 **HONOR AND/OR PAY PRE-**
17 **PETITION WAGES, SALARIES,**
18 **COMMISSIONS, AND VACATION,**
19 **LEAVE AND OTHER BENEFITS,**
20 **AND REIMBURSEABLE EXPENSES;**
21 **AND HONOR AND/OR PAY**
22 **RELATED PAYROLL TAXES AND**
23 **WORKERS' COMPENSATION**
24 **INSURANCE COSTS; AND**
25 **MEMORANDUM OF POINTS AND**
26 **AUTHORITIES**

27 **[Omnibus Statement of Facts and**
28 **Omnibus Declaration of Gary Frazier**
Filed Concurrently Herewith]

Hearing:

DATE: July 27, 2023
TIME: 11:00 a.m.
PLACE: Courtroom 1368
255 East Temple Street
Los Angeles, CA 90012

1 Worksite Labs, Inc., a Delaware corporation (the “Debtor” and/or “WSL”), the debtor and
2 debtor in possession in the above-referenced Chapter 11 bankruptcy case, hereby moves, on an
3 emergency basis (the “Motion”), for the entry of an order authorizing the Debtor to pay, in their
4 sole discretion, certain pre-petition claims for, among other items, wages, salaries and
5 commissions, federal and state withholding taxes, payroll taxes, workers’ compensation insurance
6 costs, and all other employee benefits that the Debtor pay in the ordinary course of business, as
7 well as reimbursable expenses (all such payments, contributions, and obligations as described
8 herein, the “Wages”), provided that no one individual shall receive in value over \$15,150 (the
9 current pre-petition priority cap) on account of his or her pre-petition claims. The relief requested
10 in this Motion does not apply to any insiders of the Debtor.

11 **BACKGROUND INFORMATION AND SUMMARY OF BASIS FOR RELIEF**

12 On July 20, 2023, the Debtor filed a Voluntary Petition for relief under Chapter 11 of the
13 Bankruptcy Code. Since the Petition Date, the Debtor has operated its business and managed its
14 affairs as a debtor in possession pursuant to 11 U.S.C. §§ 1182(2) and 1184.

15 The Debtor commenced operations in May 2020 as a decentralized, portable, scalable
16 solution to testing labs that was able to provide results in 24 hours or less. The Debtor currently
17 operates testing centers in California, Florida, Georgia, New York, Nevada and Guam. The
18 Debtor also operates out of its corporate offices in Long Beach. The Debtor was born out of the
19 inability of the traditional health care system to keep up with the demand for timely results for
20 COVID testing, resulting in people waiting days and weeks for test results, which delayed
21 treatment and increased inefficiencies in the healthcare industry. The Debtor’s rapid turnaround-
22 time on lab results was crucial to the travel and tourism industry during the COVID period as the
23 Debtor provided services at major airports in the United States, the Los Angeles County Jails,
24 and various schools and community centers. The Debtor also saw a need to bring testing to
25 underserved communities, and, as a result, the Debtor established collection sites with faith-
26 based and non-profit organizations in South Los Angeles, Brooklyn, and the San Francisco
27 Peninsula.

1 As the world was coming out of the COVID crisis, the Debtor utilized its experience to
2 expand and enhance its range of services. Specifically, the Debtor has been transitioning from
3 COVID testing to post-pandemic general medical diagnostic services through its earnings
4 generated by the COVID testing along with debt from two (2) primary lenders.

5 The Debtor employs approximately 43 employees (not including insiders). Some of the
6 personnel are compensated on a W-2 basis while others are compensated on a 1099 basis.
7 WSL's personnel are primarily paid via a payroll service that WSL contracts with and utilizes
8 Gusto for US employees and Paylocity for Guam employees which provides payroll and human
9 resources services to WSL. In the normal course of its relationship with the payroll processor,
10 WSL transfers to the payroll processes funds necessary for the payment of compensation by the
11 payroll date and remits all withheld amounts and payroll taxes. Unfortunately, based on the
12 issues discussed above, WSL was unable to make the last payroll and the second unpaid payroll
13 is coming up.

14 On July 28, 2023, WSL will owe compensation to employees for the prior two payroll
15 periods (6/12/23-6/25/23 and 7/10/23 – 7/23/2023), which includes a pre-petition portion of June
16 12-July 19, 2023. The total compensation due to non-insider employees on July 28, 2023,
17 including all payroll taxes, insurance obligations and 401(k) contributions will be approximately
18 \$687,537. A true and correct copy of the payroll schedule showing all amounts required to be
19 paid for the pre-petition and post-petition period is attached to the omnibus Declaration of Gary
20 Frazier (filed concurrently herewith) as **Exhibit “E”**. As evidenced by the attached, no person
21 will receive compensation in excess of the statutory cap provided for in 11 U.S.C. §507.

22 GUSTO requires the Debtor to wire funds sufficient to cover the Wages at least two (2)
23 days prior to disbursements to employees. The Debtor therefore requests expedited relief to
24 ensure that they are able to timely fund their payroll obligations to their employees.

25 WSL seeks court authority to compensate its non-insider personnel to (i) minimize the
26 personal financial hardship that all of its employees will suffer if the compensation not
27 immediately paid/honored since the last payroll was already missed; (ii) avoid the unnecessary
28 delay in the payment of such priority claims, which delay will negatively impact and interfere

1 with the administration of this chapter 11 bankruptcy case; and (iii) avoid the unfair and
2 unintended consequences to the employees of the timing of WSL's bankruptcy filing and to
3 ensure that additional claims do not arise against WSL as a result of its failure to compensate its
4 employees.

5 The source of the funds to be used to pay and/or honor the Wages will be the Debtor's
6 cash, which constitutes the cash collateral of AB Lending SPV I LLC, dba Mountain Ridge
7 Capital. Concurrently herewith, the Debtor have filed an emergency motion for authority to use
8 cash collateral.

9 The Debtor have brought this Motion to (i) minimize the personal financial hardship that
10 all of their employees will suffer if the Wages are not immediately paid/honored by the Debtor;
11 (ii) avoid the unnecessary delay in the payment of such priority claims, which delay will
12 negatively impact and interfere with the administration of the Debtor's chapter 11 bankruptcy
13 case; and (iii) avoid the unfair and unintended consequences to the employees of the timing of
14 the Debtor's bankruptcy filing and to ensure that additional claims do not arise against the
15 Debtor as a result of the Debtor's failure to pay the Wages.

16 Additionally, the Debtor requires the services of the employees to continue to operate,
17 and would like to ensure that their employees remain incentivized and willing to work for the
18 Debtor post-petition. It is crucial for the Debtor to retain at this time the employees to operate
19 their business, particularly during this crucial beginning phase of the Debtor's bankruptcy case,
20 where additional administrative and other obligations are imposed upon the Debtor. If the
21 Debtor do not continue to pay the employees their ordinary and earned Wages and continue to
22 honor employee benefits, the employees will likely quit. Without the employees, the Debtor's
23 business will be severely impaired, if not eviscerated altogether. Based on the foregoing, the
24 Debtor respectfully submit that the relief requested in the Motion is necessary to avoid
25 immediate and irreparable harm.

26 **ADDITIONAL INFORMATION**

27 This Motion is based upon Local Bankruptcy Rules 2081-1(a)(6) and 9075-1, 11 U.S.C.
28 §§ 105(a), 363(b)(1) and (c)(1), and 507(a)(4), and Rule 6003 of the Federal Rules of

1 Bankruptcy Procedure, the supporting Memorandum of Points and Authorities, the Declaration
2 of Gary Frazier attached hereto, the arguments and statements of counsel made at the hearing on
3 this Motion, and other admissible evidence properly brought before the Court.

4 In order to provide maximum notice of this Motion, concurrently with the filing of this
5 Motion with the Court, the Debtor have served this Motion upon the Office of the United States
6 Trustee, their respective twenty largest general unsecured creditors, and their secured creditor
7 via overnight mail. Additional hard copies or electronic copies of this Motion are available
8 upon request to proposed counsel for the Debtor, whose contact information is located on the
9 upper-left hand corner of the first page of this Motion.

10 **WHEREFORE**, the Debtor respectfully requests that this Court enter an order:

11 (1) granting this Motion in its entirety;

12 (2) authorizing the Debtor to pay and/or honor all pre-petition Wages of the Debtor'
13 employees;

14 (3) authorizing the Debtor to honor paid time off and leave benefits in the ordinary
15 course of business;

16 (4) authorizing the Debtor to pay all taxes constituting, related to, or in connection
17 with, the Wages; and

18 granting such other and further relief as the Court deems just and proper.

19 Dated: July 26, 2023

WORKSITE LABS, INC.

20 By: /s/ Anthony A. Friedman

21 DAVID B. GOLUBCHIK

22 ANTHONY A. FRIEDMAN

23 J.P. FRITZ

24 LEVENE, NEALE, BENDER, YOO
& GOLUBCHIK L.L.P.

25 Proposed Attorneys for Debtor and
Debtor in Possession

1 **MEMORANDUM OF POINTS AND AUTHORITIES**

2 **I.**

3 **STATEMENT OF FACTS**

4 **PLEASE SEE THE OMNIBUS DECLARATION OF GARY FRAZIER FOR**
5 **BACKGROUND FACTS AND INFORMATION REGARDING THIS CASE, WHICH**
6 **THE DEBTOR INCORPORATES HEREIN BY THIS REFERENCE.**

7 **A. Payment Of The Debtor' Employees' Wages.**

8 1. The Debtor employs approximately 43 employees (not including insiders). Some
9 of the personnel are compensated on a W-2 basis while others are compensated on a 1099 basis.
10 WSL's personnel are primarily paid via a payroll service that WSL contracts with and utilizes
11 Gusto for US employees and Paylocity for Guam employees which provides payroll and human
12 resources services to WSL. In the normal course of its relationship with the payroll processor,
13 WSL transfer to the payroll processes funds necessary for the payment of compensation by the
14 payroll date and remits all withheld amounts and payroll taxes. Unfortunately, based on the
15 issues discussed above, WSL was unable to make the last payroll and the second unpaid payroll
16 is coming up.

17 2. On July 28, 2023, WSL will owe compensation to employees for the prior two
18 payroll periods (6/12/23-6/25/23 and 7/10/23 – 7/23/2023), which includes a pre-petition
19 portion of June 12-July 19, 2023. The total compensation due to non-insider employees on July
20 28, 2023, including all payroll taxes, insurance obligations and 401(k) contributions will be
21 approximately \$687,537. A true and correct copy of the payroll schedule showing all amounts
22 required to be paid for the pre-petition and post-petition period is attached to the omnibus
23 Declaration of Gary Frazier (filed concurrently herewith) as Exhibit "E". As evidenced by the
24 attached, no person will receive compensation in excess of the statutory cap provided for in 11
25 U.S.C. §507.

26 3. GUSTO requires the Debtor to wire funds sufficient to cover the Wages at least
27 two (2) days prior to disbursements to employees. The Debtor therefore requests expedited
28 relief to ensure that they are able to timely fund their payroll obligations to their employees.

1 **B. Relief Requested In This Motion.**

2 1. WSL seeks court authority to compensate its non-insider personnel to (i)
3 minimize the personal financial hardship that all of its employees will suffer if the compensation
4 not immediately paid/honored since the last payroll was already missed; (ii) avoid the
5 unnecessary delay in the payment of such priority claims, which delay will negatively impact
6 and interfere with the administration of this chapter 11 bankruptcy case; and (iii) avoid the unfair
7 and unintended consequences to the employees of the timing of WSL's bankruptcy filing and to
8 ensure that additional claims do not arise against WSL as a result of its failure to compensate its
9 employees.

10 2. The source of the funds to be used to pay and/or honor the Wages will be the
11 Debtor's cash, which constitutes the cash collateral of AB Lending SPV I LLC, dba Mountain
12 Ridge Capital. Concurrently herewith, the Debtor have filed an emergency motion for authority
13 to use cash collateral.

14 3. The Debtor have brought this Motion to (i) minimize the personal financial
15 hardship that all of their employees will suffer if the Wages are not immediately paid/honored by
16 the Debtor; (ii) avoid the unnecessary delay in the payment of such priority claims, which delay
17 will negatively impact and interfere with the administration of the Debtor's chapter 11
18 bankruptcy case; and (iii) avoid the unfair and unintended consequences to the employees of the
19 timing of the Debtor's bankruptcy filing and to ensure that additional claims do not arise against
20 the Debtor as a result of the Debtor's failure to pay the Wages.

21 4. Additionally, the Debtor requires the services of the employees to continue to
22 operate, and would like to ensure that their employees remain incentivized and willing to work
23 for the Debtor post-petition. It is crucial for the Debtor to retain at this time the employees to
24 operate their business, particularly during this crucial beginning phase of the Debtor's
25 bankruptcy case, where additional administrative and other obligations are imposed upon the
26 Debtor. If the Debtor do not continue to pay the employees their ordinary and earned Wages and
27 continue to honor employee benefits, the employees will likely quit. Without the employees, the
28 Debtor's business will be severely impaired, if not eviscerated altogether. Based on the

1 foregoing, the Debtor respectfully submit that the relief requested in the Motion is necessary to
2 avoid immediate and irreparable harm.

3 **II.**

4 **DISCUSSION**

5 Sections 105(a) and 363(b)(1) and (c)(1) and the “necessity of payment” doctrine provide
6 statutory support for the requested relief. Specifically, § 363(b)(1) of the Bankruptcy Code
7 authorizes a debtor in possession to use property of the estate other than in the ordinary course of
8 business after notice and a hearing; and § 363(c)(1) of the Bankruptcy Code authorizes a debtor
9 in possession to enter into transactions in the ordinary course of business without notice and a
10 hearing. Local Bankruptcy Rule 2081-1(a)(6) also expressly permits a debtor to seek to pay
11 prepetition employee obligations.

12 Moreover, the obligations that the Debtor requests authority to pay and/or honor are
13 entitled to priority in payment under §§ 507(a)(4), (5) and (8)(D).

14 **A. The Court Should Authorize The Debtor To Pay/Honor All Of The Pre-Petition**
15 **Wages To Their Employees.**

16 Pursuant to Section 105(a) of the Bankruptcy Code, “the court may issue any order,
17 process, or judgment that is necessary or appropriate to carry out the provisions of this title.”
18 The basic purpose of Section 105(a) is “to assure the bankruptcy courts power to take whatever
19 action is appropriate or necessary in aid in their jurisdiction.” 2 *Collier on Bankruptcy* ¶ 105.01
20 at 105-3 (15th ed. rev. 1998). Essentially, Section 105(a) codifies the bankruptcy court’s
21 inherent equitable powers. *See Green v. Drexler (In re Feit & Drexler, Inc.)*, 760 F.2d 406 (2d
22 Cir. 1985).

23 Where business exigencies require, courts have authorized Debtor to pay the pre-petition
24 claims of particular creditors. *In re Ionosphere Clubs, Inc.*, 98 B.R. 174 (Bankr. S.D.N.Y. 1989).
25 The “Necessity of Payment Rule” empowers a court to authorize a debtor to pay pre-petition
26 claims essential to continued operations. *Id.* at 175-76, citing *Miltenberger v. Logansport, C. &*
27 *S. W.R. Co.*, 106 U.S. 286 (1882):

1 “The ‘necessity of payment’ doctrine permits immediate payment of claims
2 of creditors where those creditors will not supply services or materials
3 essential to the conduct of the business until their pre-reorganization claims
4 have been paid.”

5 *Ionosphere Clubs*, 98 B.R. at 176, quoting *In re Leigh and New England Railway Company*, 657
6 F.2d 570, 581 (3rd Cir. 1981). This rule applies in all chapter 11 cases because “the rationale for
7 the necessity of payment rule, i.e., facilitating the continued operation and rehabilitation of the
8 debtor . . . is . . . a paramount goal of chapter 11.” *Ionospere Clubs*, 98 B.R. at 176, citing
9 *Dudley v. Mealey*, 147 F.2d 268 (2d Cir. 1945), cert. den’d, 325 U.S. 873 (1945). Therefore,
10 where continued operation and rehabilitation of the debtor require payment of pre-petition
11 wages, the Court may authorize such payment under Sections 363 (b) and/or 105(a) of the
12 Bankruptcy Code.

13 In *Armstrong World Industries, Inc. v. James A. Phillips, Inc. (In re James A. Phillips,*
14 *Inc.)*, 29 B.R. 391, 394 (S.D.N.Y. 1983), the district court recognized the “special status” of
15 suppliers holding unstayed lien rights, and authorized the debtor to pay their claims in the
16 ordinary course of its business activities. See also *Dave Noake, Inc. v. Harold’s Garage, Inc. (In*
17 *re Dave Noake, Inc.)*, 45 B.R. 555 (Bankr. D. Vt. 1984) (rejecting a challenge under section 549
18 to post-petition payments made to creditor holding lien rights under local law). Similarly, one
19 former bankruptcy judge has recognized that when “confronted with special circumstances
20 . . . particularly in the early stages of the case, a court may preserve the potential for
21 rehabilitation.” Ordin, *Finality of Order of Bankruptcy Court*, 54 Am. Bankr. L.J. 173 (1980).

22 In *In re Gulf Air, Inc.*, 112 B.R.152 (Bankr. W.D. La. 1989), the court noted that cases
23 decided both under the Act and the Code have recognized the “necessity of payment” doctrine
24 under which payment of pre-petition employee claims is authorized prior to the time a plan of
25 reorganization is confirmed so long as absent such payment there is a risk that the services of key
26 employees will be lost to the debtor and without such employees, the debtor’s going concern
27 value will be impaired. *Id.* at 153.

Moreover, the United States Supreme Court in *Czyzewski v. Jevic Holding Corp.* has recognized that courts “[approve] interim distributions that violate ordinary priority rules,” generally when there are “significant Code-related objective that priority-violating distributions serve,” including “payment of employees’ prepetition wages.” 137 S.Ct. 973, 985 (2017).

The Debtor submit that to ensure that their employees remain incentivized to work for the Debtor post-petition, and maintain their morale at this critical time, all of the Wages must be immediately honored/paid by the Debtor.

B. Sufficient Evidence Has Been Provided, In Compliance With Local Bankruptcy Rule 2081-1(a)(6), To Grant The Relief Requested Herein.

Local Bankruptcy Rule 2081-1(a)(6) provides that motions to pay pre-petition payroll and to honor pre-petition employment procedures must be supported with evidence that establishes:

- (i) The employees are still employed;
- (ii) The necessity for payment;
- (iii) The benefit of the procedures;
- (iv) The prospect of reorganization;
- (v) Whether the employees are insiders;
- (vi) Whether the employees’ claims are within the limits established by 11 U.S.C. § 507; and that
- (vii) The payment will not render the estate administratively insolvent.

The foregoing factors are discussed individually below:

1. The employees are still employed. As set forth in the omnibus Declaration of Gary Frazier (filed concurrently herewith), all of the employees are current employees, and are anticipated to continue to work for the Debtor post-petition.

2. The necessity for payment. The Debtor believe that the employees will quit and if the employees are not paid their Wages immediately. The Debtor believe that the retention of their employees is crucial to (i) the Debtor’ continued operations without interruptions, (ii)

1 preserve and maximize the value of the Debtor' assets, and (iii) maximize the recovery for the
2 Debtor' creditors.

3. The benefit of the procedures. The benefit of the procedures requirement is not
4 relevant to the request to pay the Wages to the employees.

5. The prospect of reorganization. The Debtor believes that they will be able to
6 conduct a successful sale of their assets within an expedited timeframe, but in order to do so and
7 generate the most money possible, the Debtor require the continued services of their employees
8 while the Debtor conduct a sale process.

9. 5. Whether the employees are insiders. The Debtor are not requesting authority to pay
10 any pre-petition claims of any insiders.

11. 6. Whether the employees' claims are within the limits established by 11 U.S.C. §
12 507. All of the Wages are within the \$15,150 limit established by 11 U.S.C. § 507(a)(4).
13 Notwithstanding the foregoing, the Motion expressly provides that none of the employees shall
14 receive more than the \$15,150 statutory limit on account of their pre-petition priority claims.
15 Furthermore, based on the information currently available and analysis to date, the Debtor
16 anticipate that all priority claims will get paid in full in this case such that payment of the Wages to
17 the employees is simply a matter of timing.

18. 7. The payment will not render the estates administratively insolvent. Based on the
19 information currently available and analysis to date, the Debtor do not believe that the payment of
20 the Wages will render this bankruptcy estate administratively insolvent. As indicated in the cash
21 collateral budget addressed in the concurrently filed emergency cash collateral motion, the Debtor
22 have sufficient funds available to them to pay the Wages.

23. C. Applicable Bankruptcy and Non-Bankruptcy Law Requires Payment and Continuation of
24 Certain of the Employer Obligations.

25 A portion of the Wages constitutes payroll taxes, which are required to be withheld from
26 earnings and paid to taxing agencies. If the Debtor do not remit those amounts, the employees may
27 face legal action, and the Debtor may be burdened by inquiries and disputes concerning the
28 Debtor' failure to submit legally required payments and potentially penalties and interest to the

1 various taxing agencies. Further, most, if not all, of the unremitted taxes constitute monies held in
2 trust and are not property of the Debtor' bankruptcy estates. With respect to any such amounts
3 held in trust, the Debtor submit they are both entitled and required to continue directing such funds
4 to the appropriate parties. *See In re Energy Res. Co., Inc.*, 871 F.2d 223, 225 (1st Cir. 1989)
5 (observing that federal law requires employers to hold withheld funds in trust for the United
6 States); *DuCharmes & Co. v. Mich. (In re DuCharmes & Co.)*, 852 F.2d 194, 195-96 (6th Cir. 1988)
7 (noting that “individual officials of an employer who fail to pay over [federal withholding] taxes
8 have been withheld are subject to personal liability”). Accordingly, the Debtor request authority to
9 remit the withheld amounts to the appropriate taxing agencies.

10 **D. The Relief Requested Herein Is Necessary To Avoid Immediate And Irreparable**
11 **Harm And Is Therefore Warranted Under Rule 6003 Of The Federal Rules Of**
12 **Bankruptcy Procedure.**

13 Rule 6003 of the Federal Rules of Bankruptcy Procedure states, in relevant part:

14 “Except to the extent that relief is necessary to avoid immediate and
15 irreparable harm, the court shall not, within 20 days after the filing
16 of the petition, grant relief regarding the following:
17 [...]

18 (b) a motion to use, sell, lease, or otherwise incur an
19 obligation, regarding property of the estate, including a motion to
20 pay all or part of a claim that arose before the filing of the petition,
21 but not a motion under Rule 4001; [...].”

22 Fed. R. Bankr. Pro. 6003.

23 For the reasons noted above, the Debtor’s failure to pay the Wages will likely result in
24 severe disruptions to the Debtor’ essential operations and may jeopardize the Debtor’s ability to
25 preserve and maximize the value of their operations and assets for the benefit of their creditors.
26 Accordingly, the Debtor respectfully submit that the honoring or payment of the Wages is
27 necessary to avoid immediate and irreparable harm, and is therefore warranted under Rule 6003
28 of the Federal Rules of Bankruptcy Procedure.

29 ///

30 ///

31 ///

III.

CONCLUSION

Based upon all of the foregoing, the Debtor respectfully request entry of an order:

- (1) granting this Motion in its entirety;
 - (2) authorizing the Debtor to pay and/or honor all pre-petition Wages of the Debtor's
employees;
 - (3) authorizing the Debtor to honor paid time off and leave benefits in the ordinary
of business;
 - (4) authorizing the Debtor to pay all taxes constituting, related to, or in connection
with the Wages; and
 - (5) granting such other and further relief as the Court deems just and proper.

Dated: July 26, 2023

WORKSITE LABS, INC.

By: /s/ Anthony A. Friedman

DAVID B. GOLUBCHIK

ANTHONY A. FRIEDMAN

J.P. FRITZ

LEVENE, NEALE, BENDER, YOO

& GOLUBCHIK L.L.P.

Proposed Attorneys for Debtor and

Debtor in Possession

PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is 2818 La Cienega Avenue, Los Angeles, California 90034.

A true and correct copy of the foregoing document entitled **DEBTOR'S EMERGENCY MOTION FOR ENTRY OF AN ORDER AUTHORIZING DEBTOR TO HONOR AND/OR PAY PRE-PETITION WAGES, SALARIES, COMMISSIONS, AND VACATION, LEAVE AND OTHER BENEFITS, AND REIMBURSEABLE EXPENSES; AND HONOR AND/OR PAY RELATED PAYROLL TAXES AND WORKERS' COMPENSATION INSURANCE COSTS; AND MEMORANDUM OF POINTS AND AUTHORITIES** will be served or was served (a) on the judge in chambers in the form and manner required by LBR 5005-2(d); and (b) in the manner stated below:

1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF): Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On **July 26, 2023**, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

- David B Golubchik dbg@lnbyg.com, stephanie@lnbyb.com
- Gregory Kent Jones (TR) gjones@sycr.com, smjohnson@sycr.com; C191@ecfcbis.com; cpesis@stradlinglaw.com
- Kelly L Morrison kelly.l.morrison@usdoj.gov
- United States Trustee (LA) ustregion16.la.ecf@usdoj.gov

2. SERVED BY UNITED STATES MAIL: On **July 26, 2023**, I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.¹

Hon. Vincent P. Zurzolo
United States Bankruptcy Court
255 E. Temple St, Suite 1360
Los Angeles, CA 90012

Service information continued on attached page

3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL (state method for each person or entity served): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on **July 26, 2023**, I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

Serve via Email

[Chambers VZurzolo@cacb.uscourts.gov](mailto:VZurzolo@cacb.uscourts.gov)
hwinsberg@phrd.com
mweiss@phrd.com
bharvey@buchalter.com
lgarner@phrd.com
sgubner@bg.law

1 I declare under penalty of perjury under the laws of the United States of America that the foregoing is
2 true and correct.
3

4 **July 26, 2023**

5 *Date*

6 Lisa Masse

7 *Type Name*

8 */s/ Lisa Masse*

9 *Signature*

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Worksite Labs, Inc.
20 Largest Creditors +
File #10123

McKesson Medical Surgical
9954 Maryland Dr
Ste 4000
Henrico, VA 23233

Orchard Software
701 Congressional Blvd
Ste 360
Carmel, IN 46032

Rapid Acceleration Partners, Inc.
2251 Longview Rd
Irving, TX 75063

Lumira DX
221 Crescent St
Waltham, MA 02453

Siemens Healthcare Diagnostics
221 Gregson Dr
Cary, NC 27511

Medical Practice Partner LLC
PO Box 2877
Riverview, FL 33568-2877

Randstad Healthcare
3625 Cumberland Blvd
Suite 300
Atlanta. GA 30339

BairesDev
800 W. El Camino Real, Suite 180
Mountain View, CA 94040

American Express
P.O. Box 981535
El Paso, TX 75265-0448

SalesCatcher LLC
2133 W Chapman Ave
Suite L
Orange CA 92868

Abbott Laboratories Inc
PO Box 92679
Chicago, IL 60675-2679

Rebulld California Alliance
7722 Avalon Blvd
Los Angeles, CA 90003

Labcorp
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Burlington, NC 27216

Dotted Line Collaborations
8000 Franklin Fanns Dr
Ste 100
Henrico VA 23229

Hanna Construction
1203 W Shelly Ct
Orange, CA 92868-1240

Beam & Associates
787 N Lincoln St
Orange CA 92867

Life Technologies Corporation
12088 Collections Center Drive
Chicago, IL 60693

Strategic Medical Properties, Inc
1810 S El Camino Real, Ste C
San Clemente, CA 92672

Greenberg Traurig
401 E Las Olas Blvd, Ste 2000
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